



United States Attorney  
Southern District of New York

**BY FACSIMILE**

The Honorable Richard M. Berman  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 650  
New York, New York 10007

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

October 19, 2007

*Application granted on consent.  
Conference is adjourned to 11-20-07  
at 10:30am. Time is excluded  
pursuant to the Speedy Trial Act.*

**SO ORDERED:**

**Date:** 10-19-07

*Richard M. Berman*  
Richard M. Berman, U.S.D.J.

Re: United States v. John Aviles  
07 Cr. 588

Dear Judge Berman:

A conference in the above-referenced matter is currently scheduled before Your Honor on Monday, October 22<sup>nd</sup>, at 9:30 a.m. Since the last conference before Your Honor, the Government has produced discovery and has engaged in further discussions with defense counsel regarding a possible disposition of this case. However, because defense counsel's review of that discovery is not complete, and so that discussions between the Government and defense counsel may continue, both parties respectfully request that the October 22<sup>nd</sup> conference be adjourned approximately 30 days. The Government also respectfully requests, with defense counsel's consent, that if the conference is adjourned, time be excluded between October 22<sup>nd</sup> and the date of the next conference so that defense counsel can finish reviewing discovery and to allow these discussions to continue.

Respectfully submitted,

MICHAEL J. GARCIA  
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By:

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cc: Daniel Meyers, Esq.,  
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